



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Cantor Colburn LLP  
55 Griffin South Road  
Bloomfield CT 06002

**COPY MAILED**

APR 17 2007

**OFFICE OF PETITIONS**

In re Application of :  
Seung-Hwan Moon et al. :  
Application No. 10/771,797 : ON PETITION  
Filed: February 4, 2004 :  
Attorney Docket No. 21C-0097 :

This is a decision on the petition filed April 9, 2007, under 37 CFR 1.313(c)(2), requesting withdrawal of the above-identified application from issue.

The petition is **DISMISSED AS MOOT** for reasons stated below.

A review of the file record discloses that a Notice of Allowance was mailed on January 22, 2007, with the issue fee being due on or before April 23, 2007. The issue fee in this case has not been paid.

37 CFR 1.313(c)(2) provides for withdrawal of an application from issue after payment of the issue fee. In the instant case, as noted above, the issue fee in reply to the Notice of Allowance of January 22, 2007, has not been received. Therefore, the filing of a petition to withdraw this application from issue is unnecessary at this time. The mere filing of an RCE and submission will effectively withdraw an application from issue prior to payment of the issue fee. In view thereof, the petition to withdraw from issue is dismissed as involving a moot issue.

Telephone inquiries should be directed to Terri Williams at (571) 272-2991.

This matter is being referred to Technology Center Art Unit 2816.

Karen Creasy  
Petitions Examiner  
Office of Petitions